

**CHAPTER 21**  
**Fire Prevention**  
**(Rep. & recr. #48-83) (Am. #10-99)**

**21.06 Installation and Removal of Above Ground and Under Ground Tank Systems**

(Cr. #44-94)

(1) PURPOSE. This section shall provide the rules and regulations for contractors and property owners for the control of fire hazards and life safety which shall apply to all new and existing tank systems used for the storage of any flammable or combustible liquids.

(2) APPLICATION. (Am. #4-17) The provisions of Wis. Admin. Code ATCP Chapter 93 shall apply to all new and existing tank systems used for the storage of flammable or combustible liquids and any alterations or remodeling therefore.

(3) TANK INSTALLATION. Prior to commencing any construction for a new or additional aboveground or underground tank installation or piping installation; change in operation; upgrading to bring into compliance any existing piping or tank installation for the storage, handling or use of flammable or combustible liquids; addition of vapor or ground water monitoring wells; addition of leak detection; addition of spill or overflow protection; tank lining; conversion of general services to self service station or to the conversion of the use of key, card or code operated dispensing devices, a plan review and written approval must be obtained from the Fire Department.

(a) Plan Submittal. (Am. #4-17) Plans shall be submitted to the Fire Department and shall meeting the specifications of Wis. Admin. Code ATCP Chapter 93. The Fire Department will not process plans without a completed application and the payment of proper fees.

(b) Expiration of Plans. Plans approved by the Fire Department shall expire two years from the date of the plans if construction is not complete.

(c) Plan Revision. Any change in the installation which deviates from the original approved plan shall be resubmitted for review to the Fire Department.

(d) Revocation of Approval. The Fire Department may revoke approved plans for any false statement or misrepresentation of facts upon which approval was given.

(e) Fees for Plan Approval. (Am. #59-01) (Am. #18-08) (Am. #4-17) Fees for plan approval shall be charged in accordance with Wis. Admin. Code SPS §302.44. The Department shall maintain a list of the fees established under Wis. Admin. Code SPS §302.44.

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(4) Tank Removals. The Fire Department must be notified in writing a minimum of fifteen (15) calendar days before the tank closure takes place. All tank removals require a tank removal permit obtained from the Fire Department and no tank removal shall occur on Friday, Saturday or Sunday unless in response to an emergency. All removals shall be performed in accordance with the Wisconsin Administrative Code COMM Chapter 10 Flammable and Combustible liquids. All waste product from tank shall be removed from site within 90 days of tank removal.

(a) Permit Fees for Tank Removal. (Am. #59-01)

1. Underground residential tanks: \$75.00 per tank.
2. Underground nonresidential tanks: \$125.00.
3. Nonresidential above ground tanks: \$75.00.
4. Closing tank on site: \$125.00 per tank.

(5) Double Fees. Failure to obtain plan approval or the proper permit, before any work begins may result in a doubling of fees if, in the sole discretion of the Fire Department, the circumstances warrant such fees. The double fees shall not relieve the violator from compliance with the provisions or penalties under this chapter.